

Application  
LFW  
IFW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/762,646 Confirmation No.: 5311  
Applicant : Brian J. Lowe et al.  
Filed : January 20, 2004  
TC/A.U. : 3731  
Examiner : Unknown  
Title: SHEATH FOR USE WITH AN EMBOLIC PROTECTION  
FILTERING DEVICE  
Docket No. : 1001.1653101  
Customer No. : 28075

**TRANSMITTAL SHEET**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

OPR/FINANCE

MAY 13 AM 7:43

Sir:

**CERTIFICATE UNDER 37 C.F.R. 1.08:** The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 10th day of May, 2004.

By

Glenn M. Seager

We are transmitting herewith the attached:

- ☒ Request for Corrected Filing Receipt and copy of formal Filing Receipt.
- ☒ Postcard receipt.
- ☒ Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By:

Glenn M. Seager, Reg. No. 36,926

CROMPTON, SEAGER & TUFTE, LLC  
1221 Nicollet Avenue  
Suite 800  
Minneapolis, Minnesota 55403-2420  
Telephone: (612) 677-9050  
Facsimile: (612) 359-9349

RECEIVED  
MAY 26 2004  
OPIE/JCWS

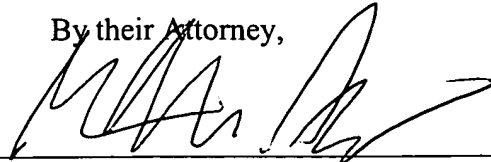
Respectfully submitted,

BRIAN J. LOWE ET AL.

By their Attorney,

Date:

May 10, 2004



---

Glenn M. Seager, Reg. No. 36,926  
CROMPTON, SEAGER & TUFTE, LLC  
1221 Nicollet Avenue  
Suite 800  
Minneapolis, Minnesota 55403-2420  
Tel: (612) 677-9050  
Fax: (612) 359-9349

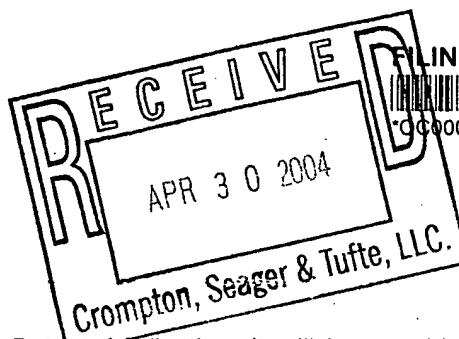


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

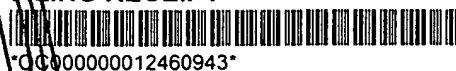
APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/762,646	01/20/2004	3731	1126	1001.1653101	5	35	4

Glenn M. Seager  
 CROMPTON, SEAGER & TUFTE, LLC  
 Suite 800  
 1221 Nicollet Avenue  
 Minneapolis, MN 55403-2420



CONFIRMATION NO. 5311

## FILING RECEIPT



\*00000000012460943\*

Date Mailed: 04/27/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Brian J. Lowe, Zimmerman, MN;  
 Amr Salahich, Saratoga, CA;  
 Anthony C. Vrba, Maple Groove, MN;

## Assignment For Published Patent Application

SCIMED LIFE SYSTEMS, INC.;

## Domestic Priority data as claimed by applicant

## Foreign Applications

If Required, Foreign Filing License Granted: 04/27/2004

Projected Publication Date: 07/21/2005

Non-Publication Request: No

Early Publication Request: No

## Title

Sheath for use with an embolic protection filtering device

**Preliminary Class**

606

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).